

Feb. 3, 2018

Barbara Fuhrman  
215 Flying Eagle Ct.  
Nellysford, VA 22958

Nelson County Board of Zoning Appeals c/o Sandy Shackelford, Zoning Director 80  
Front Street  
Post Office Box 558  
Lovingston, Virginia 22949

**RE: Atlantic Coast Pipeline, LLC  
Request for Floodplain Ordinance Variance**

On January 16, 2018, Atlantic Coast Pipeline, LLC, (the Pipeline) submitted a request for multiple variances from the requirements of Article 10 of the Nelson County Zoning Ordinance. It proposes to construct a 42-inch diameter natural gas pipeline through several properties in the County's Floodplain District. My husband, Robert, and I own one of those properties, located on the South Fork of the Rockfish River and designated in Variance # 2018-004, as 215 Flying Eagle Ct., Nellysford, VA in the Pipeline's variance application.

Only certain entities may apply for a variance or special exception from a zoning ordinance enacted under Virginia Code § 15.2-2280. Specifically, Virginia Code § 15.22310 provides that "[a]pplications for special exceptions and variances may be made by any property owner, tenant, government official, department, board or bureau." The Pipeline is neither an owner nor a tenant of our property, and its application for a variance on our property is therefore contrary to Virginia law.

This Board lacks jurisdiction to consider the request, and I ask that you promptly dismiss the matter in accordance with Virginia Code § 15.2-2310.

Sincerely.

Barbara Fuhrman

Copied:  
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